

**OFFICE OF HISTORIC PRESERVATION  
DEPARTMENT OF PARKS AND RECREATION**

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September 21, 2005

REPLY TO: STB050822B

Mack H. Shumate, Jr.  
Senior General Attorney, Law Department  
Union Pacific Railroad  
101 N. Wacker Dr., Rm. 1920  
Chicago, IL 60606-1718

RE: Union Pacific Railroad Abandonment Exemption, Tustin Industrial Lead, Orange County (Docket No. AB-33, Sub-No. 232X)

Dear Mr. Shumate,

Thank you for your August 17, 2005 submittal regarding the proposed abandonment of the Tustin Industrial Lead from M.P. 514.84 to 516.10 and M.P. 514.70 to 514.90. You are seeking our comments on this proposed undertaking in accordance with the Surface Transportation Board's (STB) responsibilities under 36 CFR 800, regulations implementing Section 106 of the National Historic Preservation Act.

Our review of the submitted documentation leads us to recommend that the STB do the following to fulfil its responsibilities for the identification and evaluation of historic resources for this project as set forth in 36 CFR 800:

- Establish an Area of Potential Effects (APE), defined at 36 CFR 800.16(d), for the project that will determine the scope of the undertaking and its potential to effect historic properties.
- Identify and provide information on any historic properties that may be affected by the project and gather sufficient information to evaluate the eligibility of these properties for the National Register of Historic Places (NRHP). This information should include information on the age of the property, its historical significance, if any, as well as historical and/or current photographs of the property. A first step in this process would be to contact the regional Information Center of the California Historical Resources Inventory System (<http://ohp.parks.ca.gov>).
- Consult with Native Americans and other potentially interested parties regarding the undertaking and its potential to effect historic properties. You may accomplish part of this by contacting the Native American Heritage Commission and asking their direction (<http://ceres.ca.gov/nahe>).

Thank you again for seeking our comments on your project. If you have any questions, please contact staff historical archaeologist Anmarie Medin at (916) 653-6624.

Sincerely,

Milford Wayne Donaldson, FAIA  
State Historic Preservation Officer

CC: Victoria Rutson, Surface Transportation Board